

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
LUBBOCK DIVISION**

STATE OF TEXAS,

Plaintiff,

v.

EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION, *et al.*,

Defendants

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Civil No. 5:13-CV-00255-C  
ECF

**UNOPPOSED MOTION TO FOR LEAVE TO FILE REPLY BRIEF**

Defendants Equal Employment Opportunity Commission (EEOC), Jacqueline A. Berrien, Chair of the EEOC, and Eric Holder, U.S. Attorney General, within the time allowed by Local Rule 7.1(f), move the Court for leave to file a reply brief in support of their Motion to Dismiss First Amended Complaint, April 4, 2014, Dckt. No. 29. The United States respectfully submits that the interests of justice and judicial economy will be served by granting it leave to file a reply brief to address the issues raised in Texas's response. A copy of the United States' proposed reply is attached hereto as Exhibit 1 for the Court's consideration. As reflected by the Certificate of Conference, Texas does not oppose the motion.

DATED this 2nd Day of May, 2014

Respectfully submitted,

STUART F. DELERY  
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s/ Justin M. Sandberg  
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**CERTIFICATE OF CONFERENCE**

I conferred with counsel for the plaintiff, Andrew Oldham, via electronic mail on May 1, 2014.

Mr. Oldham stated that plaintiff has no objection to the request for leave to file a reply brief.

s/ Justin M. Sandberg  
JUSTIN M. SANDBERG  
Trial Attorney  
U.S. Department of Justice

**CERTIFICATE OF SERVICE**

I hereby certify that, on May 2, 2014, a true and correct copy of the foregoing and the attached exhibit was served by CM/ECF on:

Jonathan F. Mitchell  
Andrew Stephen Oldham  
Arthur D'Andrea  
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s/ Justin M. Sandberg  
JUSTIN M. SANDBERG  
Trial Attorney  
U.S. Department of Justice